

E-Filed 9/9/05

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JUAN D. MARTINEZ, et al.,

Plaintiffs,

v.

MONTEREY COUNTY, CALIFORNIA, et al.,

Defendants.

Case Number C-05-2950-JF

ORDER RE PLAINTIFFS' STATUS
REPORT OF SEPTEMBER 1, 2005
AND SUBSEQUENT
CORRESPONDENCE

The Court has received Plaintiffs' Status Report filed September 1, 2005, the Secretary of State's correspondence of the same date and Plaintiffs' correspondence of September 2, 2005. All of these documents were filed electronically; paper courtesy copies were not provided to chambers as required by this Court's standing order with respect to all filings that request or require a response by the Court. The Court directs that paper courtesy copies be provided to the chambers of each of the judges serving on the Three Judge Panel with respect to all such future filings in this action. Courtesy copies shall be provided by overnight courier or hand delivery at the addresses listed below:

1 Chambers of Judge Richard Tallman
2 Park Place Building
3 1200 6th Avenue, 21st Floor
4 Seattle, WA 98101-3123

5 Chambers of Judge Susan Illston
6 United States Courthouse
7 450 Golden Gate Avenue
8 San Francisco, CA 94102

9 Chambers of Judge Jeremy Fogel
10 United States Courthouse
11 280 South First Street
12 San Jose, CA 95113

13 It appears from their status report that Plaintiffs believe that the Court should lift the stay
14 of the instant litigation imposed by the Court's order of August 4, 2005. However, as the
15 Secretary of State points out, no motion requesting such relief has been filed, and thus
16 Defendants have not had an opportunity to provide a properly briefed response. If Plaintiffs wish
17 to file a motion for relief from stay, or for any other relief, they are free to do so. When and if
18 such motion is filed, the Court will set a briefing schedule and, if appropriate, will set a date for
19 oral argument.

20 IT IS SO ORDERED.

21 DATED: September 9, 2005

22 /s/ electronic signature authorized

23 JEREMY FOGEL
24 United States District Judge

Copies of Order served on:

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